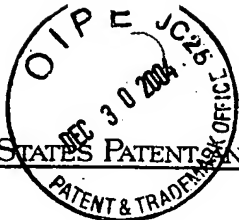




## UNITED STATES PATENT AND TRADEMARK OFFICE



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/734,583	12/15/2003	3738	900	2923-595	4	10	2

6449  
ROTHWELL, FIGG, ERNST & MANBECK, P.C.  
1425 K STREET, N.W.  
SUITE 800  
WASHINGTON, DC 20005

CONFIRMATION NO. 2600

## UPDATED FILING RECEIPT



\*OC000000013962776\*

Date Mailed: 10/01/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Hidetoshi Andou, Miyagi, JAPAN;  
Jun Honda, Tokyo, JAPAN;  
Shunjiro Sugimoto, Saitama, JAPAN;  
Gertrud Hotten, Herne, GERMANY;  
Rolf Bechtold, Heidelberg, GERMANY;  
Jens Pohl, Hambrucken, GERMANY;

## Assignment For Published Patent Application

Biopharma Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka GmbH, Heidelberg,  
GERMANY

Power of Attorney: The patent practitioners associated with Customer Number 6449.

## Domestic Priority data as claimed by applicant

This application is a CIP of 10/414,954 04/16/2003  
which is a CIP of 09/331,948 07/07/1999 PAT. 6,551,801  
which is a 371 of PCT/JP97/04784 12/24/1997

RECEIVED/FACILITIES  
ROTHWELL FIGG ERNST & MANBECK  
FILE NO.: 2923-595  
FAC PROC. INIT.

## Foreign Applications

JAPAN 8/355812 12/25/1996  
JAPAN 10/141379 05/22/1998  
EUROPEAN PATENT OFFICE (EPO) 99 115 613.4 08/06/1999

OCT - 4  
DXT ENTRY IN: \_\_\_\_\_  
SEND TO: RBM/SG  
OK TO FILE: \_\_\_\_\_

If Required, Foreign Filing License Granted: 06/21/2004

The number of your priority application, to be used for filing abroad under the Paris Convention is,  
**US10/734,583**

Projected Publication Date: 01/06/2005

Non-Publication Request: No

Early Publication Request: No

**Title**

Process for preparing purified active monomer of bone-derived factor

**Preliminary Class**

623

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/734,583  
Applicant : Hidetoshi ANDOU  
Filed : December 15, 2003  
TC/A.U. : 3738  
Examiner : Not Yet Assigned

Docket No. : 2923-595  
Customer No. : 6449  
Confirmation No. : 2600

**SUPPLEMENTAL APPLICATION DATA SHEET AND SECOND REQUEST FOR  
CORRECTED FILING RECEIPT**

Director of the United States  
Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1540

Dear Sir:

Applicants submit herein a Supplemental Application Data Sheet.

Applicants filed a request for a corrected filing receipt on October 22, 2004 and the United States Patent and Trademark Office responded on October 28, 2004, stating that "a claim for priority cannot be made based on an application filed after the application making the claim." Applicants assert that the Supplemental Application Data Sheet clearly indicates that all priority claims are valid and accurately based on applications filed before the present application, in which the claim for priority is made.

Indeed, the Supplemental Application Data Sheet indicates that the present application, 10/734,583 (Filed, December 15, 2003), is a Continuation-in-Part (CIP) of App. No. 10/414,954 (Filed, April 16, 2003), and App. No. 10/414,954 is a CIP of each of the following applications: App. No. 09/331,948 (Filed, July 7, 1999, now Pat. No. 6,551,801); App. No. 10/048,458 (Filed, February 6, 2002); and App. No. 09/701,121 (Filed, November 20, 2000). Therefore, Applicants request that a corrected filing receipt be submitted to reflect the full list of domestic priority information detailed on the Supplemental Application Data Sheet.

Attached is a copy of the Updated Filing Receipt with a red arrow indicating where the following additional Domestic Priority data should be inserted: "and 10/414,954 is also a CIP of 10/048,458 02/06/2002 which is a 371 of PCT/EP00/07600 08/04/2000, and 10/414,954 is also a CIP of 09/701,121 11/20/2000 which is a 371 of PCT/IB99/00866 05/14/1999."

We believe that the error was made on the part of the Patent Office and that no fee is due. However, should a fee be deemed necessary, the Commissioner of Patents and Trademarks is authorized to charge any fee to Deposit Account No. 02-2135 necessary to effect these changes.

Respectfully submitted,

By



Steven M. Giovannetti  
Attorney for Applicants  
Registration No. 51,739  
ROTHWELL, FIGG, ERNST & MANBECK, P.C.  
Suite 800, 1425 K Street, N.W.  
Washington, D.C. 20005  
Telephone: (202)783-6040